

**REGULAR SESSION   RUSH COUNTY BOARD OF COMMISSIONERS   FEBRUARY 27, 2012**

The Rush County Board of Commissioners met in regular session, Monday, February 27, 2012 with Commissioners, Tom Barnes, Marvin Cole, Ken Masters, Deborah Adams, Auditor, and Leigh Morning, County Attorney in attendance.

Commissioner Tom Barnes called the meeting to order. Tom Barnes made note to strike the words “*and tested*” located at the end of the second paragraph under the topic SHERIFF. Ken Masters made the motion to approve the February 13, 2012 minutes as corrected. Marvin Cole seconded the motion. Motion carried.

**HEALTH**

Marge Amos, Heath Department Nurse Supervisor, appeared before the commissioners to discuss with the commissioners the signing of a Memorandum of Understanding.

The Memorandum of Understanding addresses the 2004 Explorer purchased by the Rush County Health Department on November 25, 2008 using Local Health Maintenance Funds.

The Rush County Health Department is responsible for payment of fuel, maintenance, and insurance on the vehicle. Only employees of the Health Department can drive the vehicle for work related business during working hours only. The vehicle is not to be taken home.

The Memorandum of Understanding will remain in effect unless either the Health Department or the Commissioners give a 60 day written notice to cancel it. Marvin Cole made the motion to approve and sign the Memorandum of Understanding. Ken Masters seconded the motion. Motion carried.

**I-T**

Randy Herbert, I-T Director, discussed the purchasing and recommended a poly com for EMA video conferencing. The purchasing of the firewall is \$2,970.00 plus \$1,000.00 for labor of installation. Marvin Cole made the motion to purchase the firewall package at the total cost of \$3,970.00. Ken Masters seconded the motion. Motion carried.

**911**

Discussion concerning the 911 contract with Indigital and Frontier overbilling the county by \$10,000.00 Randy Herbert notified the commissioners that they will need to sign a one (1) year contract with Frontier in order to receive refunds. Herbert explained that to renew the contract the county would not be spending more money. The county must renew in order to collect the over billing. Leigh Morning will review the contract and a decision will be made prior to the next meeting.

## **SURVEYOR**

Marvin Rees, Surveyor, had nothing to report.

## **HOGAN PROPERTY IN MANILLA**

Becky Dulworth of Faith Community Church in Manilla came before the commissioners regarding the John and Bonita Hogan property in Manilla. Dulworth explained that the property is vacant with small animals hanging around. The community has concerns for area families with small children.

Tom Barnes stated that he was personally aware of the property and agreed that it was an eyesore to the community. Barnes informed Dulworth that the property owners have paid the taxes, so the county is legally unable to do anything. Barnes advised Dulworth to research if the owners have passed away and if the heirs want to sell the property.

## **COUNTY EXTENSION**

Kristi Amos, County Extension Educator, provided the 2011 Annual Purdue Extension Report for the commissioners to review.

## **TREASURER**

Mary Ann Beard, Treasurer, received approval of the Board of Finance minutes on a motion from Marvin Cole. Ken Masters seconded the motion. Motion carried.

Beard discussed credit card payment of property taxes. Beard stated that she wanted to change to another third party credit card company "Freedom by Power Pay". Beard noted that this company is based in thirty-three (33) counties throughout Indiana.

Leigh morning had reviewed the contract. Ken Masters made the motion to approve the contract. Marvin Cole seconded the contract. Motion carried.

## **NACO PRESCRIPTION CARD**

Mary Ann Beard discussed changes that NACO has made to remain competitive with the Prescription cards to counties. Counties will receive \$1.00 for every prescription filled. The revenue estimate is \$10,000.00 yearly.

The revenue sharing contract has been reviewed by county attorney Leigh Morning. Ken Masters made the motion to approve the self-renewing contract. Marvin Cole seconded the motion. Motion carried.

## **COURTHOUSE**

Verlin Custer of Custer Electric reported that the courthouse generator was tested February 20, 2012. The newly installed generator will circulate at 7:30 each Monday morning.

Tom Barnes reported on Wellman Brothers and the courthouse roofing. Barnes reported that the antenna area has been repaired.

Barnes reported that he met with both Judge Northam and Judge Hill regarding the renovation of the Circuit Court Room. Barnes noted that a committee is currently being put together.

### **E-911**

Verlin Custer shared his concerns of Senate Bill 345 regarding the language of 911 fees.

### **E.C.D.C.**

Jim Finan, E.C.D.C. Executive Director, discussed the current issues within the department of E.I.D.D. Finan explained that the district office currently has no staff and he is assisting with trying to "right the ship" so that they may move forward.

Finan informed the commissioners that he has been asked to act as interim director of the district office. Finan asked the commissioners for a letter of support to E.I.D.D. Marvin Cole made the motion to sign a letter of support to E.I.D.D. Ken Masters seconded the motion. Motion carried.

Finan noted that Henry County has also recommitted to supporting E.I.D.D.

### **WIND FARMS**

John Saxon of Homer questioned Jim Finan regarding the wind farms. Saxon had questions concerning the basis of the meetings held in Knightstown.

Finan explained that the wind farms project is an ongoing conversation. The dialogue is basically between the property owners and the company explained Finan. Finan did share that this is now what is called a silent period and not much is actually heard.

Tom Barnes did inform Saxon that Ken Masters did contact the Henry County Commissioners and that they are on board. Saxon stressed that he felt that he should be able to come to the commissioners for his answers.

### **ARLINGTON SCHOOL PROPERTY ALLEY, STREET CLOSING**

The commissioners received from Worth and Barada, LLP on behalf of Rush County School Corporation a petition to vacate public ways. The petition is for the closures of four (4) strips of land located in the Fletcher Tevis Addition to the town of Arlington, Posey Twp., Rush County, Indiana.

Ken Masters made the motion to set a public hearing for Monday, April 9, 2012 at 9:30 a.m. during the regular scheduled commissioners meeting. Marvin Cole seconded the motion. Motion carried.

### **SHERIFF**

Jeff Sherwood, Sheriff, reported thirty-five (35) inmates incarcerated in the Rush county jail.

Sherwood reported the two (2) fleet vehicles will arrive within the next two weeks. Ken Masters made the motion to sign over the titles for the two (2) 2009 Durango's that will be traded in on the new 2013 Ford Explorer fleet vehicles that were purchased from Bill McCoy Ford out of Muncie.

Sherwood reported that the new generator actually runs smoother than the previous generator.

### **HIGHWAY**

Jerry Sitton, Highway Superintendent, updated the commissioners on the Carthage Pike project. Sitton reported that half of the Right-Of-Way for Phase III has been purchased. Sitton also reported that two properties are facing to be condemned. The other properties are still in negotiations.

### **HEALTH INSURANCE COMMITTEE**

Jerry Sitton, Health Insurance Chairman, reported that the Employee Health Insurance committee will meet Monday, March 12 at 1:00

### **AUDITOR**

Deborah Adams, Auditor, received approval of payroll claims for the period ending March 2, 2012 on a motion by Marvin Cole. Ken Masters seconded the motion. Motion carried.

Bi-Weekly claims submitted by were approved on a motion by Ken Masters. Marvin Cole seconded the motion. Motion carried.

Marvin Cole made the motion to sign the Quitclaim parcel #70-14-12-377-009.000-001 located in the town of Milroy purchased at public open bid by John and Janice Matney. Ken Masters seconded the motion. Motion carried. Adams reported that the \$2,400 winning bid has been received and has been receipted into the county general fund.

Adams reported that notification has been received from Indiana Public Retirement System, that oversees the Public Employees Retirement Fund (PERF), approved an employer contribution rate of 9.75% effective January 1, 2013. The current 2012 rate is 8.25%

Adams reported that notice of cancelation or nonrenewal of the Workers' Compensation was received from Indiana Public Employers' Plan (IPEP). Adams also reported that Worker's Compensation Notice's has been received from the Bituminous Insurance Company. The notices (English and Spanish) have been posted in the courthouse and forwarded to the Highway and Sheriff department to also be posted.

Adams reported that notice has been received from the Department of Natural Resources that the Indiana Soldiers' and Sailors' Children's Home was entered in the National Register of Historic Places on December 20, 2011.

Adams reported that a signed waiver release of liability concerning the Hillary Cameron wedding to be held in the courthouse Saturday, March 10, 2012 has been received.

### **RUSH MEMORIAL HOSPITAL**

County Attorney and Rush Memorial Hospital Attorney Leigh Morning presented prepared documents concerning the hospital purchasing of two buildings located on Cherry Street /Harcourt Way previously belonging to Dr. Shama.

The Board of Trustees of Rush Memorial Hospital is the borrower of the \$440,000.00 at 3 1/5% from Old National Bank located in Indianapolis. The loan date is February 27, 2012 and will mature in five (5) years, February 27, 2017.

It was explained when asked, that the Board of Commissioners are the owners of the hospital. However, the hospital will make the payments and provide the insurance.

Mary Ann Beard questioned Morning and the commissioners where does the risk lie if the hospital does not make the payments. The response was that the county must meet the obligation.

Ken Masters made the motion to approve and sign all mortgage and all related documents related to the hospital loan. Marvin Cole seconded the motion. Motion carried.

### **SURVEYOR**

Leigh Morning discussed the drainage loan \$200 process fee charged by Main Source bank.

### **EMS**

Anderson Twp. Vol. Fire Department EMS run report for January was reviewed

### **PERKINS STREET PROPERTY (former Jr. High school)**

The commissioners received a written offer from Phoenix Lodge #62 of Rushville in the amount of \$1,000.00 for the purchasing of the former school property on North Perkins Street in Rushville. The Phoenix Lodge informed the commissioners that they are a 501(c) (10) fraternal organization. The written and submitted offer was signed by David Amos, Worshipful Master and Marvin Rees, Secretary.

Tom Barnes stated that he had hoped for a bigger and better offer. Marvin Cole made the motion to take the offer under advisement.

John Saxon had several questions and concerns for the commissioners surrounding the sale of the property. Following a lengthy discussion, Barnes shared that the people of the community deserve better than what is there now. Ken Masters seconded the motion and to further discuss at the next meeting.

Motion to adjourn was received from Marvin Cole. Ken Masters seconded the motion. Motion carried.

/s/Tom Barnes

Tom Barnes, Chairman

/s/Marvin Cole

Marvin Cole

/s/Ken Masters

Ken Masters

ATTEST:

/s/Deborah C. Adams

Deborah C. Adams, Auditor